



PUBLIC NOTICE

Federal Communications Commission
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DA 15-1371
November 30, 2015

**DOMESTIC SECTION 214 APPLICATION FILED FOR THE TRANSFER OF CONTROL OF
ALLO COMMUNICATIONS LLC TO NELNET, INC.**

STREAMLINED PLEADING CYCLE ESTABLISHED

WC Docket No. 15-292

Comments Due: December 14, 2015
Reply Comments Due: December 21, 2015

Allo Communications LLC (Allo) and Nelnet, Inc. (Nelnet) (together, Applicants) filed an application pursuant to section 214 of the Communications Act of 1934, as amended, and section 63.03 of the Commission's rules, requesting consent to transfer control of Allo to Nelnet.¹

Allo, a Nebraska limited liability company, offers competitive local telephone, long distance and broadband services to homes and businesses in Nebraska. Nelnet, a Nebraska-based education planning and education finance company, does not currently provide telecommunications services. Nelnet is traded on the New York Stock Exchange.

According to the Applicants, Nelnet will acquire 92.5 percent of the equity and membership units of Allo, which will become a direct subsidiary of Nelnet. The remaining 7.5 percent of the equity and membership interests of Allo will be owned by Allo management, who will also have the opportunity to earn additional equity based on the performance of the company. The following U.S. citizens will hold a 10 percent or greater equity interest in Allo upon consummation of this proposed transaction: Michael S. Dunlap (approximately 25 percent of Nelnet) and Angela Muhleisen (approximately 12 percent of Nelnet). Applicants state that, after consummation, no other entity or individual will directly or indirectly hold a 10 percent or greater equity interest in Allo.

¹ 47 C.F.R. § 63.03; *see* 47 U.S.C. § 214. Applicants are also filing applications for the transfer of control of international services. Any action on this domestic section 214 application is also without prejudice to Commission action on other related, pending applications.

The Applicants assert that this proposed transaction qualifies for presumed streamlined treatment pursuant to section 63.03(b)(1)(ii) of the Commission's rules and that a grant of the application will serve the public interest, convenience, and necessity.²

Domestic Section 214 Application Filed for the Transfer of Control of
Allo Communications LLC to Nelnet, Inc., WC Docket No. 15-292 (filed Nov. 20, 2015).

GENERAL INFORMATION

The transfer of control identified herein has been found, upon initial review, to be acceptable for filing as a streamlined application. The Commission reserves the right to return any transfer application if, upon further examination, it is determined to be defective and not in conformance with the Commission's rules and policies. Pursuant to section 63.03(a) of the Commission's rules, 47 CFR § 63.03(a), interested parties may file comments **on or before December 14, 2015**, and reply comments **on or before December 21, 2015**. Pursuant to section 63.52 of the Commission's rules, 47 C.F.R. § 63.52, commenters must serve a copy of comments on the Applicants no later than the above comment filing date. Unless otherwise notified by the Commission, the Applicants may transfer control on the 31st day after the date of this notice.

Pursuant to section 63.03 of the Commission's rules, 47 CFR § 63.03, parties to this proceeding should file any documents in this proceeding using the Commission's Electronic Comment Filing System (ECFS): <http://apps.fcc.gov/ecfs/>.

In addition, e-mail one copy of each pleading to each of the following:

- 1) Tracey Wilson, Competition Policy Division, Wireline Competition Bureau, tracey.wilson@fcc.gov;
- 2) Dennis Johnson, Competition Policy Division, Wireline Competition Bureau, dennis.johnson@fcc.gov;
- 3) David Krech, Policy Division, International Bureau, david.krech@fcc.gov;
- 4) Sumita Mukhoty, Policy Division, International Bureau, sumita.mukhoty@fcc.gov;
- 5) Jim Bird, Office of General Counsel, jim.bird@fcc.gov.

People with Disabilities: To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at (202) 418-0530 (voice), 1-888-835-5322 (tty).

The proceeding in this Notice shall be treated as a "permit-but-disclose" proceeding in accordance with the Commission's *ex parte* rules. Persons making *ex parte* presentations must file a copy of any written presentation or a memorandum summarizing any oral presentation within two business days after the presentation (unless a different deadline applicable to the Sunshine period applies). Persons making oral *ex parte* presentations are reminded that memoranda summarizing the presentation must (1) list all

² 47 C.F.R. § 63.03(b)(1)(ii).

persons attending or otherwise participating in the meeting at which the ex parte presentation was made, and (2) summarize all data presented and arguments made during the presentation. If the presentation consisted in whole or in part of the presentation of data or arguments already reflected in the presenter's written comments, memoranda or other filings in the proceeding, the presenter may provide citations to such data or arguments in his or her prior comments, memoranda, or other filings (specifying the relevant page and/or paragraph numbers where such data or arguments can be found) in lieu of summarizing them in the memorandum. Documents shown or given to Commission staff during ex parte meetings are deemed to be written ex parte presentations and must be filed consistent with rule 1.1206(b), 47 C.F.R. § 1.1206(b). Participants in this proceeding should familiarize themselves with the Commission's ex parte rules.

For further information, please contact Tracey Wilson at (202) 418-1394 or Dennis Johnson at (202) 418-0809.

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